



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/631,059	07/31/2003	Don Rutledge Day	AUS920030562US1	3506
45502 7590 08/13/2008 DILLON & YUDELL LLP 8911 N. CAPITAL OF TEXAS HWY., SUITE 2110 AUSTIN, TX 78759				
EXAMINER				
WHIPPLE, BRIAN P				
ART UNIT		PAPER NUMBER		
2152				
MAIL DATE		DELIVERY MODE		
08/13/2008		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



## United States Patent and Trademark Office

**Under Secretary of Commerce for Intellectual Property and  
Director of the United States Patent and Trademark Office**

**P.O. Box 1450  
Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)**

DILLON & YUDELL LLP  
8911 N. CAPITAL OF TEXAS HWY.,  
SUITE 2110  
AUSTIN, TX 78759

Appeal No: 2008-5100  
Application: 10/631,059  
Appellant: Don Rutledge Day et al.

### **Board of Patent Appeals and Interferences Docketing Notice**

Application 10/631,059 was received from the Technology Center at the Board on July 09, 2008 and has been assigned Appeal No: 2008-5100.

A review of the file indicates that the following documents have been filed by appellant:

Appeal Brief filed on: March 16, 2008  
Reply Brief filed on: NONE  
Request for Hearing filed on: NONE

In all future communications regarding this appeal, please include both the application number and the appeal number.

The mailing address for the Board is:

**BOARD OF PATENT APPEALS AND INTERFERENCES  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. BOX 1450  
ALEXANDRIA, VIRGINIA 22313-1450**

The facsimile number of the Board is 571-273-0052. Because of the heightened security in the Washington D.C. area, facsimile communications are recommended. Telephone inquiries can be made by calling 571-272-9797 and should be directed to a Program and Resource Administrator.

By order of the Board of Patent Appeals and Interferences